

OFFICE OF THE DIRECTOR

DEPARTMENT OF MOTOR VEHICLES

P.O. BOX 932328
SACRAMENTO, CA 94232-3280



August 20, 2008

To: Interested Persons

Re: Notice of Modification of Proposed Regulations, Title 13, Article 2.1,
Employer Testing Program

In accordance with Government Code section 11346.8(c), the Department of Motor Vehicles (department) provides this notice for the purpose of inviting comments regarding modification of the proposed adoption of regulations amending the Employer Testing Program. The regulatory language as originally proposed was published in the California Regulatory Notice Register on October 12, 2007, and provided to interested persons for comment. The department did not receive comments during the 45-day comment period.

After submission to the Office of Administrative Law (OAL), it has been determined that the Employer Testing Program Agreement (Agreement) fails to meet OAL standards of clarity, consistency, non-duplication, authority and reference. The modifications to the Agreement will ensure OAL standards are met.

Attached is the text of the Agreement. The text includes the originally proposed language and the proposed changes. The originally proposed text is not underlined or struck through. The language formatting modifications are clearly illustrated by the following methods:

- (1) The language proposed to be added to the original text and not originally identified in the proposed language is underlined.
- (2) ~~The language now proposed to be deleted which was originally proposed to be added is overstruck.~~

Any interested person may submit written comments regarding the new changes to the proposed text to departmental representative, Randi Calkins, by mail at: Department of Motor Vehicles, Regulations Unit, C-244, Post Office Box 932382, Sacramento, California 94232-3820 or by e-mail at rcalkins@dmv.ca.gov. The comments must be received at the department no later than 5:00 pm on **September 4, 2008**, in order for them to be considered by the department. Inquiries may be directed to Randi Calkins at (916) 657-8898.

The department has available the notice of proposed regulatory action, initial statement of reasons, original regulatory language and departmental forms related to the proposed action on the department's web site at www.dmv.ca.gov/about/lad/regactions.htm. The contact person identified above in this notice shall, upon request, make these documents available to the public.